

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST-CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER OF PATENTS, WASHINGTON, D.C. 20231, ON

AUGUST 15, 2000

Thomas
THOMAS S. DEIBERT, REG. NO. 40,984
AGENT/ATTORNEY FOR APPLICANT

August 15, 2000
DATE



RECEIVED

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TECH CENTER 1600/2900

Attorney Docket No. **GM50005-D1**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Payne, et al.

Serial No.: 09/292,411

Filed: April 15, 1999

Group Art Unit No.: 1632

Examiner: Priebe, S.

For: Novel fabI

Commissioner of Patents

Washington, D.C. 20231

RESPONSE TO RESTRICTION REQUIREMENT

and

PRELIMINARY AMENDMENT

Sir:

This Restriction Requirement and Preliminary Amendment (hereinafter referred to as "Response & Amendment") is responsive to the Office Communication mailed May 15, 2000 (Paper No. 3) (herein referred to as "Office Action"). Applicants respectfully request entry of this Response & Amendment.

This Response & Amendment is believed timely filed with a two (2) month extension of time. Should this Response & Amendment not be considered timely filed with a two (2) month extension, Applicants hereby request a retroactive extension of time to file for the number of months required to maintain pendency of the Application.

The Commissioner is hereby authorized to charge any fees under 37 CFR 1.16 and 1.17 which may be required by this paper to Deposit Account No. 50-0258.¹

¹ If an Extension of Time, is deemed necessary, please consider this paper a Petition for such an Extension